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*Additional parties and counsel listed on
signature pages*

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

IN RE: SOCIAL MEDIA ADOLESCENT
ADDICTION/PERSONAL INJURY
PRODUCTS LIABILITY LITIGATION

MDL No. 3047

THIS DOCUMENT RELATES TO:

Case No. 4:22-md-03047-YGR-TSH

ALL ACTIONS

Honorable Yvonne Gonzalez Rogers

STIPULATION AND [PROPOSED] ORDER GOVERNING SEALING PROCEDURES

Plaintiffs and Meta Platforms, Inc., Facebook Holdings, LLC, Facebook Operations, LLC, Facebook Payments, Inc., Facebook Technologies, LLC, Instagram, LLC, Siculus, Inc., and Mark Elliot Zuckerberg; TikTok, Inc. and ByteDance Inc.; Snap Inc.; and YouTube, Inc., Google LLC, and Alphabet Inc. (each a “Party,” and collectively the “Parties”) hereby submit the following Stipulation and [Proposed] Order Governing Sealing Procedures.

WHEREAS, this Court instructed in Case Management Order No. 3 (Dkt. No. 111) that “[i]n large cases, sealing motions can be quite burdensome, overwhelm the docket, and result in additional expense for the parties” and directed the parties to “confer as to a process that will govern in this case

1 and propose a recommendation for the Court's consideration," attaching an example of "procedures
 2 that have been endorsed" by the Court (*id.* at 6); and

3 WHEREAS, parties in other matters pending in this District have, with Court approval,
 4 stipulated to modifications of the sealing procedures set forth in the Local Rules to minimize the
 5 burdens of multiple sealing requests, *see, e.g.*, Stipulated Order Modifying Sealing Procedures Relating
 6 to Plaintiffs' Motion for Sanctions, *In re Google Play Store Antitrust Litigation*, Case No. 3:20-cv-
 7 05671-JD (May 27, 2022) (Dkt. 264) (adopting procedure for omnibus sealing motion to follow
 8 completion of briefing on underlying motion); Stipulated Order Modifying Sealing Procedures, *In re*
 9 *Apple iPhone Antitrust Litigation*, Case. No. 4:11-cv-06714-YGR (Dkt. 664) (adopting procedure for
 10 omnibus sealing motion to follow completion of briefing on underlying class certification motion and
 11 associated filings) (attached as illustrative example to Case Management Order No. 3 (Dkt. No. 111-
 12 1) in the instant action).

13 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, SUBJECT TO THE
 14 COURT'S APPROVAL:

15 1. If a Party files a document (e.g., a brief or exhibit) that contains information
 16 designated by a Party ("designating Party") or third-party ("designating third party") as
 17 "confidential," then the filing Party may file the document(s) provisionally under seal on the ECF
 18 docket, along with a one-page interim sealing motion indicating that the reasons for sealing will be
 19 discussed in a forthcoming omnibus sealing motion. The interim sealing motion shall be served on
 20 all Parties and on any designating third party whose confidential documents are included. For ease
 21 of reference, the Parties shall consistently use the same identifier (e.g., Bates number) when referring
 22 to a given document.

23 2. Within 10 days of the filing of the underlying document(s) provisionally under seal,
 24 each designating Party or third party shall: (1) notify (a) the filing Party and Court of those of its
 25 documents that may be unsealed in their entirety and (b) the filing Party of those of its documents
 26 that should remain sealed in their entirety; and (2) provide to the filing Party redacted versions of
 27 those of its documents that may be filed with appropriate redactions. Within 2 business days after
 28 receiving the same, the filing Party shall file on the public docket a copy of each such redacted

document, as well as any documents that may be unsealed, unless such documents were otherwise made publicly available through the ECF system.

3. The designating Parties and designating third parties shall, within 14 days following the conclusion of briefing on the motion for which the filing was made (e.g., filings in support of or in opposition to *Daubert* or dispositive motions), jointly file an omnibus sealing motion addressing all documents sought to be sealed, in whole or in part, in connection with the underlying motion. Each designating Party or third party's respective position in the joint omnibus sealing motion shall not exceed five pages. *See* L.R. 7-11.

4. Any Party who opposes the omnibus sealing motion, in whole or in part, shall file its response within 14 days after said motion is filed. The opposing Party shall have 5 pages in which to respond to each designating Party or third party's position; put another way, the opposing Party's response shall not exceed the product of five pages times the number of Parties and third parties whose documents are at issue.

5. Within 10 days of the Court's order on the omnibus sealing motion, each designating Party and designating third party shall, as to its documents, apply and provide to the filing Party those redactions approved/ordered by the Court in connection with the omnibus sealing motion. Within 2 business days after receiving the same, the filing Party shall file on the public docket a copy of each such redacted document as well as any documents that the Court ordered unsealed, unless such documents were otherwise made publicly available through the ECF system.

IT IS SO STIPULATED, through Counsel of Record.

Dated: February 24, 2023

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PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated:

THE HONORABLE YVONNE GONZALEZ ROGERS

1 **ATTESTATION**

2 I, Phyllis A. Jones, hereby attest, pursuant to N.D. Cal. Civil L.R. 5-1, that the concurrence to
3 the filing of this document has been obtained from each signatory hereto.

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6 DATED: February 24, 2023

By: /s/ Phyllis A. Jones
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